

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

COMMUNITY MEDICAL CENTER
HEALTHCARE SYSTEM,
on behalf of itself and all others
similarly situated,

Court File No. 09-cv-01586-JNE/JJG

Plaintiff

v.

OVATION PHARMACEUTICALS,
INC. and LUNDBECK, INC.,

Defendants

CONNECTICUT CHILDREN'S
MEDICAL CENTER,
on behalf of itself and all others
similarly situated,

Court File No. 09-cv-01652-JNE/JJG

Plaintiff,

v.

LUNDBECK, INC., and
OVATION PHARMACEUTICALS, INC.

Defendants.

[Additional caption below]

**PLAINTIFFS' JOINT MOTION FOR ACCESS TO
SUMMARY JUDGMENT PAPERS FILED
UNDER SEAL IN RELATED CASE**

ST. BARNABAS HOSPITAL, INC.,
on behalf of itself and all others
similarly situated,

Court File No. 09-cv-01375-JNE/JJG

Plaintiff,

v.

LUNDBECK, INC. and
OVATION PHARMACEUTICALS, INC.,

Defendants

Pursuant to the Court's July 13, 2009 Order [ECF No. 23], in *St. Barnabas Hospital, Inc. v. Lundbeck, Inc.*, Civ. No. 09-1375-JNE/JJG, Plaintiffs St. Barnabas Hospital, Inc., Community Medical Center Healthcare System and Connecticut Children's Medical Center, respectfully requests that the Court grant this joint motion to access the sealed summary judgment papers filed in *Federal Trade Commission v. Lundbeck, Inc.*, 08-cv-06379 and *State of Minnesota v. Ovation Pharmaceuticals, Inc.*, 08-cv-06381 (collectively the "FTC action").

In support of this Motion, Plaintiffs submit herewith a Joint Memorandum of Law and Proposed Order.

Dated: July 14, 2009

Respectfully Submitted,

s/ Daniel E. Gustafson

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Dated: July 14, 2009

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